



United States District Court
SOUTHERN DISTRICT OF CALIFORNIA

Thomas Floyd Brissette, Sr.

Plaintiff,

V.

Matthew Cate, Secretary, et al

Defendant.

Civil Action No. 12cv1096 AJB(WMC)

JUDGMENT IN A CIVIL CASE

Decision by Court. This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

IT IS HEREBY ORDERED AND ADJUDGED:

The Court adopts in full Magistrate Judge McCurine's well-reasoned Report and Recommendation and grants Respondent's motion to dismiss. The petition is dismissed with prejudice. The Court denies a certificate of appealability.

Date: 6/21/13

CLERK OF COURT
W. SAMUEL HAMRICK, JR.

By: s/ C. Ecija

C. Ecija, Deputy